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9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN FRANCISCO DIVISION**

12 NEXTDOOR.COM, INC., a Delaware
13 corporation,

14 Plaintiff,

15 vs.

16 RAJ ABHYANKER, an individual,

17 Defendant.

Case No. 3:12-cv-05667-EMC

**STIPULATION AND [PROPOSED]
ORDER FOR VOLUNTARY DISMISSAL
WITH PREJUDICE OF DEFENDANT AND
COUNTERCLAIMANT RAJ
ABHYANKER'S COUNTERCLAIMS
AGAINST COUNTERDEFENDANTS
NEXTDOOR.COM, INC. AND PRAKASH
JANAKIRAMAN**

18 RAJ ABHYANKER, an individual

19 Counterclaimant,

20 vs.

21 NEXTDOOR.COM, INC., a Delaware
22 corporation; and PRAKASH
JANAKIRAMAN, an individual;

23 Counterdefendants.

Case Filed: November 5, 2012

Judge: Honorable Edward M. Chen

1 Plaintiffs/Counterdefendants Nextdoor.com, Inc. (“Nextdoor.com”) and Prakash
2 Janakiraman (“Janakiraman”) and Defendant/Counterclaimant Raj Abhyanker (“Abhyanker”),
3 through their counsel of record, hereby stipulate and agree, and request the Court to enter, the
4 following Order resolving Abhyanker’s counterclaims in this matter.

5 1. On December 5, 2013, Abhyanker filed a Second Amended Answer and
6 Counterclaims [Dkt. No. 132] (“SACC”), asserting counterclaims for trade secret
7 misappropriation against Nextdoor.com and Janakiraman, and trademark infringement,
8 infringement of an unregistered mark, and California unfair competition against Nextdoor.com.

9 2. On May 8, 2014, Nextdoor.com and Abhyanker stipulated to a dismissal of
10 Abhyanker’s trademark infringement counterclaim, and to entry of judgment on Nextdoor.com’s
11 claim for declaratory judgment that it has established trademark rights, including priority of use,
12 of the NEXTDOOR Mark in the field of online social networking [Dkt. 188].

13 3. Abhyanker, on behalf of himself and any entities he controls, now or in the future,
14 wishes to dismiss with prejudice and forever release all remaining counterclaims against
15 Nextdoor.com and Janakiraman.

16 4. Each party preserves the right to move for or oppose an award of attorneys’ fees
17 and costs with respect to the matters dismissed and adjudicated by this Order at an appropriate
18 time in this action and to present any and all admissible evidence with respect to such a motion.

19 5. Nothing in this Stipulation shall be construed as an admission of liability or
20 wrongdoing of any kind by any of the parties hereto.

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3 Stipulated and agreed to this 13th day of June 2014.
4

5 /s/ Bruno W. Tarabichi
6 Bruno W. Tarabichi
7 Heather R. Norton
8 Scott J. Allen
9 Attorneys for Defendant
10 Raj Abhyanker
11

12 /s/ Ilana Rubel
13 FENWICK & WEST LLP
14 Ilana Rubel
15 Attorneys for Plaintiffs and
16 Counterdefendants Nextdoor.com, Inc.
17 and Prakash Janakiraman

18 ATTESTATION

19 Pursuant to Civil Local Rule 5-1(i)(3), I hereby attest that all signatories to this filing have
20 provided their consent to this filing.

21 /s/ Bruno W. Tarabichi
22 Bruno W. Tarabichi
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1 **[~~PROPOSED~~] ORDER**

2 In accordance with the stipulation of the parties, and for good cause shown, the Court
3 hereby orders, adjudges and decrees that:

- 4
- 5 1. Counterclaimant Raj Abhyanker's claim of trade secret misappropriation is hereby
6 dismissed with prejudice.
- 7
- 8 2. Counterclaimant Raj Abhyanker's claims of trademark infringement, to the extent not
9 already dismissed pursuant to the Court's Entry of Partial Dismissal, Dkt. 192, are hereby
10 dismissed with prejudice.
- 11 3. Counterclaimant Raj Abhyanker's claim of California Unfair Competition is hereby
12 dismissed with prejudice.
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15 IT IS SO ORDERED.

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17 ENTERED this 17th day of June, 2014



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